

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

SENTENCING MEMORANDUM

Defendant Robert Stillwell, through Assistant Federal Defender Kevin Gau, respectfully asks the Court, in its analysis of the many sentencing factors under 18 U.S.C. § 3553(a), to consider the following:

Mr. Stillwell is 67 years old, and this is his first and only criminal conviction.

Mr. Stillwell's health is rapidly declining. Mr. Stillwell has been in federal custody since May 8, 2024, when he was writ in from the St. Charles County Detention Center. Since his incarceration, he has had worsening problems with his heart, diabetes, and high blood pressure, and is no longer able to walk. In February this year, United States Marshals arranged for Mr. Stillwell's treatment at a hospital near the Grayson County Detention Center in Leichtfield, Kentucky, for heart problems (paroxysmal atrial fibrillation).

Mr. Stillwell has consented to publication in this unsealed memorandum of the various diagnoses made by Owensboro Health Hospital, in Owensboro, Kentucky, where he was treated in February, to establish the nature of his failing health and assist the

Bureau of Prisons in assigning an appropriate Federal Medical Center facility within its system:

Discharge Information

Discharge Date/Time	Discharge Disposition	Discharge Destination	Discharge Provider	Unit
02/27/2025 1335	Discharged/transferred To Court/law Enforcement	Prison	None	Owensboro Health Regional Hospital Echo

Admission Diagnoses / Reasons for Visit (ICD-10-CM)

Code	Description	Comments
I48.0	Paroxysmal atrial fibrillation	

Final Diagnoses (ICD-10-CM)

Code	Description	POA	CC	HAC	Affects DRG
I48.0 [Principal]	Paroxysmal atrial fibrillation	Yes		No	Yes
I50.21	Acute systolic (congestive) heart failure	Yes	MCC	No	
I5A	Non-ischemic myocardial injury (non-traumatic)	Yes	CC	No	No
L97.528	Non-pressure chronic ulcer of other part of left foot with other specified severity	Yes	CC	No	
J98.11	Atelectasis	Yes	CC	No	No
L03.116	Cellulitis of left lower limb	Yes	CC	No	
I47.20	Ventricular tachycardia, unspecified	Yes		No	
E83.51	Hypocalcemia	Yes		No	
E11.628	Type 2 diabetes mellitus with other skin complications	Yes		No	
M06.9	Rheumatoid arthritis, unspecified	Yes		No	
D53.9	Nutritional anemia, unspecified	Yes		No	
I08.1	Rheumatic disorders of both mitral and tricuspid valves	Yes		No	
E11.621	Type 2 diabetes mellitus with foot ulcer	Yes		No	
E11.649	Type 2 diabetes mellitus with hypoglycemia without coma	No		No	
R19.7	Diarrhea, unspecified	Yes		No	
F17.210	Nicotine dependence, cigarettes, uncomplicated	Yes		No	
Z79.4	Long term (current) use of insulin	Exempt from POA reporting		No	
I25.10	Atherosclerotic heart disease of native coronary artery without angina pectoris	Yes		No	
I25.5	Ischemic cardiomyopathy	Yes		No	
K80.20	Calculus of gallbladder without cholecystitis without obstruction	Yes		No	
I48.20	Chronic atrial fibrillation, unspecified	Yes		No	
Z79.52	Long term (current) use of systemic steroids	Exempt from POA		No	
J49.3	Ventricular premature depolarization	Yes	reporting	No	
R74.01	Elevation of levels of liver transaminase levels	Yes		No	
Z79.01	Long term (current) use of anticoagulants	Exempt from POA reporting		No	

Mr. Stillwell does not wish to minimize his conduct in any way but asks the court to consider that due to his age and failing health, any time served for him will be

substantially more onerous, day-for-day, than a younger man serving the same sentence for the same conduct. Furthermore, it seems likely any lengthy sentence makes it likely he will die in prison. Mr. Stillwell knows he must answer for his sins and prays his victims will, in time, heal. It is only for his age and seriously declining health that he now asks for a 22-year sentence instead of a 30-year sentence proposed by the Government.

Respectfully submitted,

/s/ Kevin B. Gau
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ATTORNEY FOR THE DEFENDANT

CERTIFICATE OF SERVICE

I hereby certify that on April 16, 2025, the foregoing was filed with the Clerk of the Court through the Court's electronic filing system and served thereby upon Jillian S. Anderson, Assistant United States Attorney.

/s/ Kevin B. Gau
KEVIN B. GAU
Assistant Federal Public Defender